

Message Text

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ORIGIN EB-07

INFO OCT-01 ISO-00 /008 R

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DRAFTED BY: EB/ITP:MWGLITMAN:MEH

APPROVED BY: EB/ITP:MWGLITMAN

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O 120134Z APR 75

FM SECSTATE WASHDC

TO AMEMBASSY BONN IMMEDIATE

AMEMBASSY BRUSSELS

AMEMBASSY COPENHAGEN

AMEMBASSY DUBLIN

AMEMBASSY THE HAGUE

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

AMEMBASSY PARIS

AMEMBASSY ROME

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FOLLOWING REPEAT STATE 077388 ACTION EC BRUSSELS 5 APRIL REPEATED
PARIS 05 APR

QUOTE

LIMITED OFFICIAL USE STATE 077388

E.O. 11652: N/A

TAGS: EAGR, EEC, ETRD

SUBJECT: EC CHEESE COUNTERVAILING DUTY PROBLEM

REF: (A) BRUSSELS 2711; (B) STATE 070953;
(C) BRUSSELS 2800

1. ADMINISTRATION HAS MADE MAJOR EFFORT TO OBTAIN
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SUPPORT FOR EC PROPOSAL AS PRESENTED REF A. WHILE WE

RECOGNIZE PROPOSAL CONTAINED SIGNIFICANT MEASURES WE WERE ONLY ABLE TO SECURE SUPPORT OF ALL INTERESTED PARTIES ON CONDITION THAT EC MAKE ONE ADDITIONAL MODIFICATION. IF EC CAN MAKE THIS MODIFICATION, PROPOSAL WILL BE ACCEPTED BY THE ADMINISTRATION, DISCRETION WILL BE EXERCISED TO WAIVE COUNTERVAILING DUTIES ON ALL REMAINING SUBSIDIZED CHEESES, AND, INTERESTED CONGRESSIONAL LEADERS AND INDUSTRY WILL ACCEPT ADMINISTRATION'S EXERCISE OF SUCH DISCRETION. THIS WILL BE FIRST TIME WE HAVE BEEN IN A POSITION IN THE CHEESE CASE TO OFFER SUCH A FIRM COMMITMENT TO EXERCISE DISCRETION.

2. ADDITIONAL MEASURE REQUIRED TO MEET ABOVE IS THAT COMMISSION SUSPEND RESTITUTIONS ON EMENTHALER AND GRUYERE, INCLUDING FOR PROCESSING (EC CODE 380000). IF COMMISSION AGREES, THEN LARDINOIS LETTER REFAAS

MODIFIED BY REFS B AND C WOULD BE FURTHER MODIFIED BY INCLUSION OF QUOTE AND EMENTHALER AND GRUYERE INCLUDING FOR PROCESSING (EC CODE 380000) END QUOTE FOLLOWING QUOTE LOW-FAT CHEESES FOR PROCESSING (EC CODES 512011, 512015, 512021) END QUOTE IN FIRST SENTENCE PARA (A) OF LETTER. SUBPARA (B) OF LETTER WOULD OF COURSE BE DELETED. REMAINDER OF LETTER WOULD BE UNCHANGED.

3. SO THAT NO CONFUSION WILL RESULT, MISSION SHOULD AGAIN REVIEW STEPS NECESSARY IN EXERCISE OF DISCRETION UNDER TRADE ACT OF 1974. TREASURY HAS ALREADY ISSUED PRELIMINARY DETERMINATION THAT BOUNTIES OR GRANTS ARE BEING PAID OR BESTOWED. FOLLOWING U.S. DECISION TO EXERCISE DISCRETION, TREASURY WOULD ANNOUNCE FINAL DETERMINATION OF EXISTENCE OF BOUNTIES OR GRANTS ON ALL REMAINING SUBSIDIZED EC CHEESES. SECRETARY OF TREASURY WOULD SIMULTANEOUSLY ANNOUNCE DECISION TO WAIVE THE IMPOSITION OF COUNTERVAILING DUTIES ON SUCH CHEESES BECAUSE OF STEPS TAKEN BY THE EC. FINAL DETERMINATION AND DECISION TO EXERCISE DISCRETION WILL THEN BE TRANSMITTED TO THE CONGRESS FOR REVIEW.

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4. IF AGREEMENT REACHED, TREASURY WOULD ANNOUNCE WAIVER OF COUNTERVAILING DUTIES ON FOLLOWING EC CODE NUMBERS AS REPORTED IN REGULATION (EEC) NUMBERS 513/75 OF THE COMMISSION OF 28 FEBRUARY 1975 AND 753/75 OF THE COMMISSION OF MARCH 21, 1975: 4000-00, 4410-10, 4410-20, 4410-30, 4410-40, 4410-50, 4410-60, 4510-10, 4510-20, 4510-30, 4510-40, 4510-50, 4610-00, 4710-11, 4710-16, 4710-21, 5120-31, 5120-44, 5120-54, 5120-58,

5120-59, 5120-80, 5120-86, 5120-91, 5310-10, 5310-20,
5310-30. THE INTENT OF THIS LIST IS TO SET FORTH ALL
CASES ON WHICH DISCRETION HAS BEEN EXERCISED TO WAIVE
CVD'S AND TO EXCLUDE ONLY THOSE CASES FOR WHICH
RESTITUTIONS HAVE BEEN SUSPENDED AS PART OF THE
AGREEMENT (I.E. IF WE MISSED ANY CURRENT NUMBERS LET
US KNOW).

5. MISSION SHOULD BRING ABOVE TO IMMEDIATE ATTENTION
OF APPROPRIATE EC OFFICIALS AND REPORT REACTION. BUTZ
PLANNING CALL LARDINOIS AND DENT PLANNING CALL SOAMES.
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
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Concepts: n/a
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Copy: SINGLE
Draft Date: 12 APR 1975
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Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MorefiRH
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Drafter: EB/ITP:MWGLITMAN:MEH
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: SECSTATE WASHDC
Handling Restrictions: n/a
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Legacy Key: link1975/newtext/t19750455/aaaabyuy.tel
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Margaret P. Grafeld
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Status: NATIVE
Subject: EC CHEESE COUNTERVAILING DUTY PROBLEM
TAGS: EAGR, ETRD, EEC
To: BONN BRUSSELS COPENHAGEN DUBLIN THE HAGUE LONDON LUXEMBOURG PARIS ROME
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006